

Attorney's Docket No.: 09604-012001

**Official
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : James W. Overbeck et al.

Art Unit : 1743

Serial No. : 09/079,324

Examiner : Le, L.

Filed : May 14, 1998

FEB 15 2000

Title : DEPOSITING FLUID SPECIMENS ON SUBSTRATES, RESULTING
ORDERED ARRAYS, TECHNIQUES FOR ANALYSIS OF DEPOSITED
ARRAYS**GROUP 1700**Assistant Commissioner for Patents
Washington, D.C. 20231REQUEST

Applicant requests confirmation that the inconsistent Petition To Convert to Provisional Application dated August 3, 1998 has not been entered.

REMARKS

Through oversight, on August 3, 1998, simultaneously with responding to the requirement to file Missing Parts with payment of fee, applicant also submitted a Petition to Convert to Provisional Application, appended hereto.

The U.S. Patent Office, (as well as applicant) continually, since that time, has treated this application as a U.S. patent application properly continuing under examination.

The U.S. Patent Office (with Applicant's approval) therefore has effectively denied the petition.

Applicant will respond to the present outstanding Office Action with this understanding.

For the record, at the convenience of the USPTO, applicant requests that the USPTO provide confirmation that the inconsistent petition has been dismissed.

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

Date of Transmission

February 15, 2000

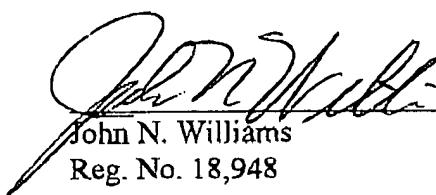
Signature

Toni M. Sousa
Typed or Printed Name of Person Signing Certificate

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Respectfully submitted,



John N. Williams
Reg. No. 18,948

Date: February 8, 2000

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PATENT
ATTORNEY DOCKET NO. 09604/012001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : James W. Overbeck et al. Art Unit: 2872
Serial No.: 09/079,324 Examiner:
Filed : May 14, 1998
Title : DEPOSITING FLUID SPECIMENS ON SUBSTRATES, RESULTING ORDERED ARRAYS, TECHNIQUES FOR ANALYSIS OF DEPOSITED ARRAYS

Commissioner of Patents and Trademarks
Washington, DC 20231

**PETITION TO CONVERT TO A PROVISIONAL
APPLICATION UNDER 37 C.F.R. § 1.53(b)(2)(ii)**

Applicants hereby petition that the above application be converted to a provisional application under 37 C.F.R. § 153(b)(2)(ii).

This Petition to Convert to a Provisional Application is being filed less than twelve months after the filing date of the corresponding § 1.53(b)(1) application, and thus the provisional application should be accorded the original filing date of May 14, 1998.

A check for \$50.00 in payment of the fee required under 37 C.F.R. § 1.17(q) is enclosed. If there are any additional charges or any credits, please apply them to Deposit Account No. 06-1050.

Respectfully submitted,

Date: Aug. 3, 1998


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322184.B11

Date of Deposit August 3, 1998
I hereby certify under 37 CFR 1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Tom Soto